

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office NOV 14 1974

Returned to applicant for correction.....

Corrected application filed.....

Map filed NOV 14 1974 under 28905.....

The applicant Rainbow Milling Co. % Bruce Treple

....., of Goldfield,
Street and No. or P.O. Box No. City or Town

Nevada 89103, hereby make application for permission to appropriate the public
State and Zip Code No.
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Spring No. 1
Name of stream, lake or other source.

2. The amount of water applied for is 1/2 C.F.S. second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....acre-feet

3. The water to be used for Domestic & milling
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: SW 1/4 NE 1/4 of Sec 5 T7S R40E

M.D.B. & M. or at a point from which the N 1/4 cor. of Sec 3 T. 7S., R. 40E.
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

bears N 80° 04' 58" E -- 9745.25
it should be stated.

6. Place of use SE 1/4 NW 1/4 Sec 3 T7S R40E M.D.B. & M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about Jan 1st and end about Dec 31st, of each year.
Day and Month Day and Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) clean out spring, trench and lay pipe to the place of use
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$12,500.....
10. Estimated time required to construct works.....4 yrs.....
11. Estimated time required to complete the application to beneficial use.....4 yrs.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

A watering trough for cattle shall be placed and maintained.....

A pond will be built to retain water used & pumped back to mill.....

Applicant.....Rainbow Milling Co.....

Pro. Jan. 23, 1975, by Lida Livestock.....By S/J. V. Caselli agent.....

Compared.....cv/jw.....lk/bs.....P. O. Box 201.....

Goldfield, Nev. 89013

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the 0.5 c.f.s., herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and Permits 28905, 28906, 28908 shall not exceed 4.20 million gallons annually.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.5.....cubic feet per second, but not to exceed.....

4.20 million gallons annually.

Actual construction work shall begin on or before.....September 28, 1975.....

Proof of commencement of work shall be filed before.....October 28, 1975.....

Work must be prosecuted with reasonable diligence and be completed on or before.....September 28, 1976.....

Proof of completion of work shall be filed before.....October 28, 1976.....

Application of water to beneficial use shall be made on or before.....September 28, 1979.....

Proof of the application of water to beneficial use shall be filed on or before.....October 28, 1979.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

Recorded.....Bk.....Page.....

County Recorder

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 28th day of March

A.D. 1975

State Engineer

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Applicant Rainbow Milling Co.

Pro. Jan.23,1975 by Lida Livestock
Protest overruled(7/15/75);Ruling
Compared ga/bs bs/ga NO.2078

By s/ J. V. Caselli agent
P. O. Box 201
Goldfield, Nev. 89013

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The total combined duty of water under this permit and permits 28905 and 28906 shall not exceed 4.20 million gallons annually.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second but not to exceed 4.20 million gallons annually.

Actual construction work shall begin on or before February 25, 1976

Proof of commencement of work shall be filed before March 25, 1976

Work must be prosecuted with reasonable diligence and be completed on or before February 25, 1977

Proof of completion of work shall be filed before March 25, 1977

Application of water to beneficial use shall be made on or before February 25, 1980

Proof of the application of water to beneficial use shall be filed on or before March 25, 1980

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IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD,
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 25th day of August

A.D. 19 75

[Signature]
State Engineer